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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9 KERRY JOLSON SMITH,

10 Petitioner,

No. CIV S-00-0250 GEB JFM P

11 vs.

12 G. E. HARRIS, et al.,

ORDER

13 Respondents.
14 _____/

15 Petitioner is a state prisoner proceeding through counsel with an application for
16 writ of habeas corpus pursuant to 28 U.S.C. § 2254. Pursuant to this court's May 9, 2005 order,
17 petitioner's amended petition was due on or before June 20, 2005. That deadline passed and
18 petitioner had not filed an amended petition or otherwise responded to the court's order. By
19 order filed July 8, 2005, petitioner was ordered to show cause in writing why this matter should
20 not be submitted on the petition presently pending before this court. On July 17, 2005, petitioner
21 filed a response to the order to show cause, and now seeks a second extension of time to file an
22 amended petition. Good cause appearing, the order to show cause will be discharged and
23 petitioner's request for extension of time will be granted. However, no further extensions of time
24 will be granted.

25 IT IS HEREBY ORDERED that:

26 1. The July 8, 2005 order to show cause is discharged; and

2. Petitioner shall file an amended petition on or before August 31, 2005.

DATED: July 21, 2005.


UNITED STATES MAGISTRATE JUDGE

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